

# Application for a Permit to Use Groundwater



Oregon Water Resources Department  
725 Summer Street NE, Suite A  
Salem, Oregon 97301-1266  
(503) 986-0900  
[www.wrd.state.or.us](http://www.wrd.state.or.us)

## Water-Use Permit Application Processing

### 1. Completeness Determination

The Department evaluates whether the application and accompanying map contain all of the information required under OAR 690-310-0040 and OAR 690-310-0050 ([www.oregon.gov/owrd/law](http://www.oregon.gov/owrd/law)). The Department also determines whether the proposed use is prohibited by statute. If the Department determines that the application is incomplete, all fees have not been paid, or the use is prohibited by statute, the application and all fees submitted are returned to the applicant.

### 2. Initial Review

The Department reviews the application to determine whether water is available during the period requested, whether the proposed use is restricted or limited by rule or statute, and whether other issues may preclude approval of or restrict the proposed use. An Initial Review (IR) containing preliminary determinations is mailed to the applicant. The applicant has 14 days from the mailing date to withdraw the application from further processing and receive a refund of all fees paid minus \$260. The applicant may put the application on hold for up to 180 days and may request additional time if necessary.

### 3. Public Notice

Within 7 days of the mailing of the initial review, the Department gives public notice of the application in the weekly notice published by the Department at [www.oregon.gov/owrd](http://www.oregon.gov/owrd). The public comment period is 30 days from publication in the weekly notice.

### 4. Proposed Final Order Issued

The Department reviews any comments received, including comments from other state agencies related to the protection of sensitive, threatened or endangered fish species. Within 60 days of completion of the IR, the Department issues a Proposed Final Order (PFO) explaining the proposed decision to deny or approve the application. A PFO proposing approval of an application will include a draft permit, and may request additional information or outstanding fees required prior to permit issuance.

### 5. Public Notice

Within 7 days of issuing the PFO, the Department gives public notice in the weekly notice. Notice includes information about the application and the PFO. Protest must be received by the Department within 45 days after publication of the PFO in the weekly notice. Anyone may file a protest. The protest filing fee is \$410 for the applicant and \$810 for non-applicants. Protests are filed on approximately 10% of Proposed Final Orders. If a protest is filed, the Department will attempt to settle the protest but will schedule a contested case hearing if necessary.

### 6. Final Order Issued

If no protests are filed, the Department issues a Final Order consistent with the PFO. If the application is approved, a permit is issued that specifies the details of the authorized use and any terms, limitations or conditions that the Department deems appropriate.

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# Minimum Requirements Checklist

Minimum Requirements (OAR 690-310-0040, OAR 690-310-0050 & ORS 537.615)

## Include this checklist with the application

Check that each of the following items is included. The application will be returned if all required items are not included. If you have questions, please call the Water Rights Customer Service Group at (503) 986-0900.

- SECTION 1: applicant information and signature
- SECTION 2: property ownership
- SECTION 3: well development
- SECTION 4: water use
- SECTION 5: water management
- n/a*  SECTION 6: storage of groundwater in a reservoir
- n/a*  SECTION 7: use of stored groundwater from the reservoir
- SECTION 8: project schedule
- SECTION 9: within a district
- SECTION 10: remarks

### Attachments:

- Land Use Information Form with approval and signature of local Planning Department (*must be an original*) or signed receipt
- Provide the legal description of: (1) the property from which the water is to be diverted, (2) any property crossed by the proposed ditch, canal or other work, and (3) any property on which the water is to be used as depicted on the map. Example: A copy of the deed, land sales contract or title insurance policy.
- Fees - Amount enclosed: \$ 2,560  
See the Department's Fee Schedule at [www.oregon.gov/owrd](http://www.oregon.gov/owrd) or call (503) 986-0900.

### Provide a map and check that each of the following items is included:

- Permanent quality and drawn in ink
- Even map scale not less than 4" = 1 mile (example: 1" = 400 ft, 1" = 1320 ft, etc.)
- North Directional Symbol
- Township, Range, Section, Quarter/Quarter, Tax Lots
- Reference corner on map
- Location of each well, and/or dam if applicable, by reference to a recognized public land survey corner (distances north/south and east/west). Each well must be identified by a unique name and/or number.
- Indicate the area of use by Quarter/Quarter and tax lot clearly identified
- Number of acres per Quarter/Quarter and hatching to indicate area of use if for primary irrigation, supplemental irrigation, or nursery
- Location of main canals, ditches, pipelines or flumes (if well is outside of the area of use)

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APP. FORNSW: WA, R, GW @G(OR) CORNER

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 725 Summer Street NE, Suite A  
 Salem, Oregon 97301-1266  
 (503) 986-0900  
 www.wrd.state.or.us

## SECTION 1: APPLICANT INFORMATION AND SIGNATURE

### Applicant Information

NAME Waibel Properties, LLC			PHONE (HM)
PHONE (WK)	CELL 541-419-1853	FAX	
ADDRESS 8055 SW Powell Butte Hwy.			
CITY Powell Butte	STATE OR	ZIP 97753	E-MAIL* 21cows.bw@gmail.com

### Organization Information

NAME			PHONE	FAX
ADDRESS			CELL	
CITY	STATE	ZIP	E-MAIL*	

### Agent Information – The agent is authorized to represent the applicant in all matters relating to this application.

AGENT / BUSINESS NAME H.A. McCoy Engineering & Surveying, LLC			PHONE (541)923-7554	FAX
ADDRESS 1180 SW Lake Road, #201			CELL	
CITY Redmond	STATE OR	ZIP 97756	E-MAIL* hayes@ham-engr.com	

Note: Attach multiple copies as needed

\* By providing an e-mail address, consent is given to receive all correspondence from the Department electronically. (Paper copies of the final order documents will also be mailed.)

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### By my signature below I confirm that I understand:

- I am asking to use water specifically as described in this application.
- Evaluation of this application will be based on information provided in the application.
- I cannot use water legally until the Water Resources Department issues a permit.
- Oregon law requires that a permit be issued before beginning construction of any proposed well, unless the use is exempt. Acceptance of this application does not guarantee a permit will be issued.
- If I get a permit, I must not waste water.
- If development of the water use is not according to the terms of the permit, the permit can be cancelled.
- The water use must be compatible with local comprehensive land-use plans.
- Even if the Department issues a permit, I may have to stop using water to allow senior water-right holders to get water to which they are entitled.

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I (we) affirm that the information contained in this application is true and accurate.

Brad Waibel Applicant Signature      Brad Waibel managing member Print Name and title if applicable      2-16-18 Date

\_\_\_\_ Applicant Signature      \_\_\_\_\_ Print Name and title if applicable      \_\_\_\_\_ Date

For Department Use		
App. No. <u>G-18615</u>	Permit No. _____	Date _____

**SECTION 2: PROPERTY OWNERSHIP**

Please indicate if you own all the lands associated with the project from which the water is to be diverted, conveyed, and used.

Yes

There are no encumbrances.

This land is encumbered by easements, rights of way, roads or other encumbrances.

No

I have a recorded easement or written authorization permitting access.

I do not currently have written authorization or easement permitting access.

Written authorization or an easement is not necessary, because the only affected lands I do not own are state-owned submersible lands, and this application is for irrigation and/or domestic use only (ORS 274.040).

Water is to be diverted, conveyed, and/or used only on federal lands.

List the names and mailing addresses of all affected landowners (*attach additional sheets if necessary*).

Waibel Properties, LLC, 8055 SW Powell Butte Hwy, Powell Butte, OR 97753

***You must provide the legal description of: 1. The property from which the water is to be diverted, 2. Any property crossed by the proposed ditch, canal or other work, and 3. Any property on which the water is to be used as depicted on the map.***

1 & 3 - See attached deed. 2 - Not applicable

**SECTION 3: WELL DEVELOPMENT**

WELL NO.	NAME OF NEAREST SURFACE WATER	IF LESS THAN 1 MILE:	
		DISTANCE TO NEAREST SURFACE WATER	ELEVATION CHANGE BETWEEN NEAREST SURFACE WATER AND WELL HEAD
L-111980	Camp Creek	2044 Feet	2 Feet
L-111979	Camp Creek	1500 Feet	15 Feet

Please provide any information for your existing or proposed well(s) that you believe may be helpful in evaluating your application. For existing wells, describe any previous alteration(s) or repair(s) not documented in the attached well log or other materials (*attach additional sheets if necessary*).

Well L-111980 replaced existing well identified as CROO 2834 in well log records.  
Well L-111979 is used for lands south of Crooked River Highway. Well logs attached.

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**SECTION 3: WELL DEVELOPMENT, CONTINUED**

**Total maximum rate requested: 300 gpm** (each well will be evaluated at the maximum rate unless you indicate well-specific rates and annual volumes in the table below).

The table below must be completed for each source to be evaluated or the application will be returned. If this is an existing well, the information may be found on the applicable well log. (If a well log is available, please submit it in addition to completing the table.) If this is a proposed well, or well-modification, consider consulting with a licensed well driller, geologist, or certified water right examiner to obtain the necessary information.

OWNER'S WELL NAME OR NO.	PROPOSED	EXISTING	WELL ID (WELL TAG) NO.* OR WELL LOG ID**	FLOWING ARTESIAN	CASING DIAMETER	CASING INTERVALS (IN FEET)	PERFORATED OR SCREENED INTERVALS (IN FEET)	SEAL INTERVALS (IN FEET)	MOST RECENT STATIC WATER LEVEL & DATE (IN FEET)	PROPOSED USE			
										SOURCE AQUIFER***	TOTAL WELL DEPTH	WELL-SPECIFIC RATE (GPM)	ANNUAL VOLUME (ACRE-FEET)
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	L-111980	<input type="checkbox"/>	14"	3-33	140-180, 270-310	0-33	31 ft (3/21/14)	Hard Gray Clay Stone	510	300	159.9
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	L-111979	<input type="checkbox"/>	14"	3-37	150-190, 390-420	0-37	31 ft (3/19/14)	Basalt, Hard Green Clay Stone, Hard Gray Clay Stone	740	350	66.6
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									
	<input type="checkbox"/>	<input type="checkbox"/>		<input type="checkbox"/>									

\* Licensed drillers are required to attach a Department-supplied Well Tag, with a unique Well ID or Well Tag Number to all new or newly altered wells. Landowners can request a Well ID for existing wells that do not have one. The Well ID is intended to serve as a unique identification number for each well.

\*\* A well log ID (e.g. MARI 1234) is assigned by the Department to each log in the agency's well log database. A separate well log is required for each subsequent alteration of the well.

\*\*\* Source aquifer examples: Troutdale Formation, gravel and sand, alluvium, basalt, bedrock, etc.

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**SECTION 4: WATER USE**

USE	PERIOD OF USE	ANNUAL VOLUME (ACRE-FEET)
Irrigation	4/15 to 10/1	226.5

**For irrigation use only:**

Please indicate the number of primary and supplemental acres to be irrigated (*must match map*).

Primary: 75.5 Acres Supplemental: \_\_\_\_\_ Acres

If you listed supplemental acres, list the Permit or Certificate number of the underlying primary water right(s):

Indicate the maximum total number of acre-feet you expect to use in an irrigation season: 226.5

- If the use is **municipal or quasi-municipal**, attach **Form M**
- If the use is **domestic**, indicate the number of households: \_\_\_\_\_  
**Exempt Uses:** Please note that 15,000 gallons per day for single or group **domestic** purposes and 5,000 gallons per day for a single **industrial or commercial** purpose are exempt from permitting requirements.
- If the use is **mining**, describe what is being mined and the method(s) of extraction (*attach additional sheets if necessary*): \_\_\_\_\_

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**SECTION 5: WATER MANAGEMENT**

**A. Diversion and Conveyance**

What equipment will you use to pump water from your well(s)?

Pump (give horsepower and type): Submersible 25 hp

Other means (describe): \_\_\_\_\_

Provide a description of the proposed means of diversion, construction, and operation of the diversion works and conveyance of water. Piped from well to Irrigation Pivots

**B. Application Method**

What equipment and method of application will be used? (e.g., drip, wheel line, high-pressure sprinkler) (*attach additional sheets if necessary*)

Irrigation Pivots

**C. Conservation**

Please describe why the amount of water requested is needed and measures you propose to: prevent waste; measure the amount of water diverted; prevent damage to aquatic life and riparian habitat; prevent the discharge of contaminated water to a surface stream; prevent adverse impact to public uses of affected surface waters (*attach additional sheets if necessary*).

Water is requested for irrigation of farmland. Irrigation pivots will prevent water waste and runoff. Water sources are wells to prevent damage to aquatic life and riparian habitat.

**SECTION 6: STORAGE OF GROUNDWATER IN A RESERVOIR**

If you would like to store groundwater in a reservoir, complete this section (*if more than one reservoir, reproduce this section for each reservoir*).

Reservoir name: \_\_\_\_\_ Acreage inundated by reservoir: \_\_\_\_\_

Use(s): \_\_\_\_\_

Volume of Reservoir (acre-feet): \_\_\_\_\_ Dam height (feet, if excavated, write "zero"): \_\_\_\_\_

*Note: If the dam height is greater than or equal to 10.0' above land surface AND the reservoir will store 9.2 acre feet or more, engineered plans and specifications must be approved prior to storage of water.*

**SECTION 7: USE OF STORED GROUNDWATER FROM THE RESERVOIR**

If you would like to use stored groundwater from the reservoir, complete this section (*if more than one reservoir, reproduce this section for each reservoir*).

Annual volume (acre-feet): \_\_\_\_\_

USE OF STORED GROUNDWATER	PERIOD OF USE

**SECTION 8: PROJECT SCHEDULE**

Date construction will begin: ASAP

Date construction will be completed: 3-4 months from start of construction

Date beneficial water use will begin: 4/15/19

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**SECTION 9: WITHIN A DISTRICT**

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Check here if the point of appropriation (POD) or place of use (POU) are located within or served by an irrigation or other water district.

Irrigation District Name	Address	
City	State	Zip

**SECTION 10: REMARKS**

Use this space to clarify any information you have provided in the application (*attach additional sheets if necessary*).

Well L-111979 is also proposed POA for Transfer Application for Certificate 55660.

*CHARGIC*

# Land Use Information Form



Oregon Water Resources Department  
725 Summer Street NE, Suite A  
Salem, Oregon 97301-1266  
(503) 986-0900  
www.wrd.state.or.us

## NOTE TO APPLICANTS

In order for your application to be processed by the Water Resources Department (WRD), this Land Use Information Form must be completed by a local government planning official in the jurisdiction(s) where your water right will be used and developed. The planning official may choose to complete the form while you wait, or return the receipt stub to you. Applications received by WRD without the Land Use Form or the receipt stub will be returned to you. Please be aware that your application will not be approved without land use approval.

**This form is NOT required if:**

- 1) Water is to be diverted, conveyed, and/or used only on federal lands; **OR**
- 2) The application is for a water right transfer, allocation of conserved water, exchange, permit amendment, or ground water registration modification, and **all** of the following apply:
  - a) The existing and proposed water use is located entirely within lands zoned for exclusive farm-use or within an irrigation district;
  - b) The application involves a change in place of use only;
  - c) The change does not involve the placement or modification of structures, including but not limited to water diversion, impoundment, distribution facilities, water wells and well houses; **and**
  - d) The application involves irrigation water uses only.

## NOTE TO LOCAL GOVERNMENTS

The person presenting the attached Land Use Information Form is applying for or modifying a water right. The Water Resources Department (WRD) requires its applicants to obtain land-use information to be sure the water rights do not result in land uses that are incompatible with your comprehensive plan. Please complete the form or detach the receipt stub and return it to the applicant for inclusion in their water right application. You will receive notice once the applicant formally submits his or her request to the WRD. The notice will give more information about WRD's water rights process and provide additional comment opportunities. You will have 30 days from the date of the notice to complete the land-use form and return it to the WRD. If no land-use information is received from you within that 30-day period, the WRD may presume the land use associated with the proposed water right is compatible with your comprehensive plan. Your attention to this request for information is greatly appreciated by the Water Resources Department. If you have any questions concerning this form, please contact the WRD's Customer Service Group at 503-986-0801.

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# Land Use Information Form



Oregon Water Resources Department  
 725 Summer Street NE, Suite A  
 Salem, Oregon 97301-1266  
 (503) 986-0900  
 www.wrd.state.or.us

Applicant(s): Waibel Properties, LLC

Mailing Address: 8055 SW Powell Butte Hwy

City: Powell Butte State: OR Zip Code: 97753 Daytime Phone: (541)419-1853

## A. Land and Location

Please include the following information for all tax lots where water will be diverted (taken from its source), conveyed (transported), and/or used or developed. Applicants for municipal use, or irrigation uses within irrigation districts may substitute existing and proposed service-area boundaries for the tax-lot information requested below.

Township	Range	Section	¼ ¼	Tax Lot #	Plan Designation (e.g., Rural Residential/RR-5)	Water to be:			Proposed Land Use:
<u>17S</u>	<u>21E</u>	<u>12</u>	<u>NW-SW</u>	<u>700</u>	<u>EFU1</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>Agricultural</u>
<u>17S</u>	<u>21E</u>	<u>11</u>	<u>NE-NW</u>	<u>700</u>	<u>EFU1</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>Agricultural</u>
<u>17S</u>	<u>21E</u>	<u>11</u>	<u>SE-SW</u>	<u>700</u>	<u>EFU1</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input checked="" type="checkbox"/> Used	<u>Agricultural</u>
<u>17S</u>	<u>21E</u>	<u>12</u>	<u>NW</u>	<u>700</u>	<u>EFU1</u>	<input type="checkbox"/> Diverted	<input checked="" type="checkbox"/> Conveyed	<input type="checkbox"/> Used	<u>Agricultural</u>

List all counties and cities where water is proposed to be diverted, conveyed, and/or used or developed:

Crook County

## B. Description of Proposed Use

Type of application to be filed with the Water Resources Department:

- Permit to Use or Store Water   
  Water Right Transfer   
  Permit Amendment or Ground Water Registration Modification  
 Limited Water Use License   
  Allocation of Conserved Water   
  Exchange of Water

Source of water:  Reservoir/Pond     Ground Water     Surface Water (name) \_\_\_\_\_

Estimated quantity of water needed: 0.94     cubic feet per second     gallons per minute     acre-feet

Intended use of water:  Irrigation     Commercial     Industrial     Domestic for \_\_\_\_\_ household(s)  
 Municipal     Quasi-Municipal     Instream     Other \_\_\_\_\_

Briefly describe:

Application to use water for irrigation. Water to be drawn from a well and irrigated using pivots. See attached maps.

**Note to applicant:** If the Land Use Information Form cannot be completed while you wait, please have a local government representative sign the receipt at the bottom of the next page and include it with the application filed with the Water Resources Department.

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# For Local Government Use Only

The following section must be completed by a planning official from each county and city listed unless the project will be located entirely within the city limits. In that case, only the city planning agency must complete this form. This deals only with the local land-use plan. Do not include approval for activities such as building or grading permits.

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## Please check the appropriate box below and provide the requested information

Land uses to be served by the proposed water uses (including proposed construction) are allowed outright or are not regulated by your comprehensive plan. Cite applicable ordinance section(s):

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Land uses to be served by the proposed water uses (including proposed construction) involve discretionary land-use approvals as listed in the table below. (Please attach documentation of applicable land-use approvals which have already been obtained. Record of Action/land-use decision and accompanying findings are sufficient.) **If approvals have been obtained but all appeal periods have not ended, check "Being pursued."**

Type of Land-Use Approval Needed (e.g., plan amendments, rezones, conditional-use permits, etc.)	Cite Most Significant, Applicable Plan Policies & Ordinance Section References	Land-Use Approval:	
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued
		<input type="checkbox"/> Obtained <input type="checkbox"/> Denied	<input type="checkbox"/> Being Pursued <input type="checkbox"/> Not Being Pursued

Local governments are invited to express special land-use concerns or make recommendations to the Water Resources Department regarding this proposed use of water below, or on a separate sheet.

*Agricultural use of irrigation water outright use in County's EF 4-1 zone (Crook County Code 18.16)*

Name: Ann Beier Title: Director

Signature: A Beier Phone: <sup>541</sup> 447-3211 Date: 2/20/2018

Government Entity: Crook County Community Development

**Note to local government representative:** Please complete this form or sign the receipt below and return it to the applicant. If you sign the receipt, you will have 30 days from the Water Resources Department's notice date to return the completed Land Use Information Form or WRD may presume the land use associated with the proposed use of water is compatible with local comprehensive plans.



## Receipt for Request for Land Use Information

Applicant name: \_\_\_\_\_

City or County: \_\_\_\_\_ Staff contact: \_\_\_\_\_

Signature: \_\_\_\_\_ Phone: \_\_\_\_\_ Date: \_\_\_\_\_

*6-18618*



I, Deanna Berman, County Clerk for Crook County, Oregon, certify that the instrument identified herein was recorded in the Clerk records.

*Deanna Berman*



After recording, return to:  
Les Schwab Tire Centers  
PO Box 5350  
Bend, OR 97708  
Attn: David Gibson

Until a change is requested, all tax statements shall be sent to:  
No change.

**STATUTORY SPECIAL WARRANTY DEED**

Les Schwab Tire Centers of Oregon, Inc., an Oregon corporation, as Grantor, conveys and specially warrants to Waibel Properties LLC, an Oregon limited liability company, as Grantee, the real property legally described on the attached Exhibit A, free of encumbrances created or suffered by Grantor, except for: (a) all matters set forth on the attached Exhibit B; (b) real estate taxes that are a lien, but not yet due and payable; and (c) the rights of parties in possession.

This deed is given pursuant to the terms of an Exchange Agreement between Grantor and Grantee dated Sept. 9, 2013, pursuant to which Grantee is prohibited from transferring all or any portion of Grantee's interest in the real property conveyed herein for a period of two (2) years from the date of this deed, except with Grantor's prior written consent, which consent may be granted or withheld in Grantor's sole discretion.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

The actual consideration consists of or includes other property or other value given or promised, which was either part or the whole consideration.

{00179715;3}

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CRT-B

Recorded by AmeriTitle as an accommodation only. No liability is accepted for the condition of title or for the validity, sufficiency, or effect of this document.

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IN WITNESS WHEREOF, this Statutory Special Warranty Deed was executed as of October 1, 2013.

GRANTOR:

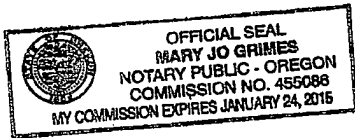
LES SCHWAB TIRE CENTERS OF OREGON, INC., an Oregon corporation

By: Corey J. Parks  
Corey J. Parks, Secretary

STATE OF OR )  
County of Deschutes ) ss.

The foregoing instrument was acknowledged before me on September 9, 2013, by Corey J. Parks, as Secretary of Les Schwab Tire Centers of Oregon, Inc., an Oregon corporation, on behalf of the corporation.

Marilyn Grimes  
Notary Public for OR  
My Commission Expires: 1-24-15



**EXHIBIT A**

Legal Description

The following real property located in Crook County, Oregon:

**TRACT I**

IN TOWNSHIP 16 SOUTH, RANGE 20 EAST OF THE WILLAMETTE MERIDIAN,  
SECTION 24: THE E $\frac{1}{2}$  OF THE E $\frac{1}{2}$  AND THE EAST 50 RODS OF THE SOUTH 60 RODS  
OF THE S $\frac{1}{2}$ SW $\frac{1}{4}$ .

**TRACT II**

IN TOWNSHIP 16 SOUTH, RANGE 20 EAST OF THE WILLAMETTE MERIDIAN:  
SECTION 24: W $\frac{1}{2}$ E $\frac{1}{2}$ , NW $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , AND THE NORTH 20 RODS OF THE S $\frac{1}{2}$ SW $\frac{1}{4}$   
EXCEPTING THE WEST 110 RODS OF THE NW $\frac{1}{4}$ , THE WEST 110 RODS OF THE  
N $\frac{1}{2}$ SW $\frac{1}{4}$ , AND THE WEST 110 RODS OF THE NORTH 20 RODS OF THE S $\frac{1}{2}$ SW $\frac{1}{4}$ .  
SECTION 25: ALL.

IN TOWNSHIP 16 SOUTH, RANGE 21 EAST OF THE WILLAMETTE MERIDIAN:  
SECTION 8: SE $\frac{1}{4}$ SE $\frac{1}{4}$ .  
SECTION 16: SW $\frac{1}{4}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ .  
SECTION 17: ALL.  
SECTION 18: ALL.  
SECTION 19: ALL.  
SECTION 20: ALL.  
SECTION 21: ALL.  
SECTION 22: S $\frac{1}{2}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ .  
SECTION 28: ALL.  
SECTION 29: ALL.  
SECTION 30: LOTS 1 AND 2, AND THE E $\frac{1}{2}$ NW $\frac{1}{4}$ .  
SECTION 31: ALL

**TRACT IV**

PARCEL 1:  
IN TOWNSHIP 16 SOUTH OF RANGE 21 EAST OF THE WILLAMETTE MERIDIAN:  
SECTION 33: ALL, EXCEPTING THE W $\frac{1}{2}$ SW $\frac{1}{4}$ .

IN TOWNSHIP 17 SOUTH OF RANGE 20 EAST OF THE WILLAMETTE MERIDIAN:  
SECTION 13: ALL.

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IN TOWNSHIP 17 SOUTH OF RANGE 21 EAST OF THE WILLAMETTE MERIDIAN:  
SECTION 4: THE SOUTH HALF OF THE SOUTH HALF.  
SECTION 5: ALL.  
SECTION 7: ALL.  
SECTION 8: THE NORTH HALF OF THE NORTH HALF.  
SECTION 17: ALL.  
SECTION 18: ALL.  
SECTION 19: ALL.  
SECTION 20: ALL.  
SECTION 9: THAT PORTION OF SECTION 9 LYING NORTH OF THE STATE HIGHWAY, AS IT IS NOW LOCATED AND CONSTRUCTED, AND THAT PORTION OF THE WEST HALF OF THE WEST HALF OF SECTION 9 LYING SOUTH OF THE STATE HIGHWAY, AS IT IS NOW LOCATED AND CONSTRUCTED.

PARCEL 2:  
IN TOWNSHIP 17 SOUTH OF RANGE 21 EAST OF THE WILLAMETTE MERIDIAN:  
SECTION 9: ALL THAT PORTION LYING SOUTH OF THE STATE HIGHWAY, AS LOCATED AND CONSTRUCTED EXCEPTING THAT COMPRISED IN THE WEST HALF OF THE WEST HALF.  
SECTION 10: THE NORTH HALF, THE EAST HALF OF THE SOUTHEAST QUARTER, THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER, THE WEST HALF OF THE SOUTHWEST QUARTER, AND THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER.  
SECTION 11: THE SOUTHEAST QUARTER, THE SOUTH HALF OF THE NORTHEAST QUARTER, THE SOUTHWEST QUARTER, AND THE SOUTH HALF OF THE NORTHWEST EXCEPTING A TRACT OF LAND DEEDED TO MAURY CEMETARY ASSOCIATION BY DEED RECORDED IN BOOK 49 OF DEEDS AT PAGE 225, RECORDS OF CROOK COUNTY, OREGON.  
SECTION 12: THE SOUTHWEST QUARTER, AND SOUTH HALF OF THE NORTHWEST QUARTER, EXCEPTING A TRACT OF LAND DEEDED TO H.H. HAWLEY BY DEED RECORDED IN BOOK 46 OF DEEDS AT PAGE 629, RECORDS OF CROOK COUNTY, OREGON.  
SECTION 15: ALL.  
SECTION 16: ALL.  
SECTION 21: ALL.  
SECTION 22: ALL.  
SECTION 23: ALL.

EXCEPTING FROM THE ABOVE DESCRIBED LANDS THOSE PORTIONS DEEDED TO THE STATE OF OREGON, BY AND THROUGH ITS STATE HIGHWAY COMMISSION, AS RECORDED IN BOOK 52 OF DEEDS AT PAGE 295, BOOK 83 OF DEEDS AT PAGE 387, AND IN BOOK 83 OF DEEDS AT PAGE 552, RECORDS OF CROOK COUNTY, OREGON.

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TRACT V

PARCEL 1:

IN TOWNSHIP 17 SOUTH, RANGE 21 EAST OF THE WILLAMETTE MERIDIAN:

SECTION 13: ALL.

SECTION 24: ALL.

SECTION 25: SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER.

SECTION 26: SOUTH HALF OF THE SOUTHEAST QUARTER.

SECTION 35: SOUTHEAST QUARTER, NORTH HALF OF THE NORTHEAST QUARTER,

SOUTHEAST QUARTER OF THE NORTHEAST QUARTER.

SECTION 36: WEST HALF OF THE NORTHWEST QUARTER.

IN TOWNSHIP 17 SOUTH, RANGE 22 EAST OF THE WILLAMETTE MERIDIAN:

SECTION 19: ALL.

PARCEL 2:

IN TOWNSHIP 17 SOUTH, RANGE 21 EAST OF THE WILLAMETTE MERIDIAN:

SECTION 30: SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER.

PARCEL 3:

IN TOWNSHIP 17 SOUTH, RANGE 22 EAST OF THE WILLAMETTE MERIDIAN:

SECTION 18: LOT 2, THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER,

THE EAST HALF OF THE SOUTHWEST QUARTER, AND THE SOUTHWEST QUARTER

OF THE SOUTHEAST QUARTER.

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**EXHIBIT B**

Permitted Exceptions

(Main Ranch, LS to WP)

**Special Exceptions for Tract 1:**

1. Taxes deferred, as disclosed by the tax roll, the premises herein described have been zoned or classified for farm use. At any time that said land is disqualified for such use the property will be subject to additional taxes or penalties and interest.
2. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to: State of Oregon  
Recorded: May 24, 1960  
Book-Page No.: 83-431 (Records of Crook County, Oregon)
3. Reservations as disclosed in document recorded February 7, 1992, as Microfilm No. 102621 (Records of Crook County, Oregon).

**Special Exceptions for Tract II:**

4. Taxes deferred, as disclosed by the tax roll, the premises herein described have been zoned or classified for farm use. At any time that said land is disqualified for such use the property will be subject to additional taxes or penalties and interest.
5. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to: The United States of America  
Recorded: September 17, 1931  
Book-Page No.: 48-16 (Records of Crook County, Oregon)
6. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to: The United States of America  
Recorded: August 31, 1964  
Book-Page No.: 91-212 (Records of Crook County, Oregon)
7. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to: The United States of America  
Recorded: June 10, 1965  
Book-Page No.: 92-458 (Records of Crook County, Oregon)

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8. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to Recorded: July 11, 1951  
Book-Page No.: 66-385 (Records of Crook County, Oregon)
9. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to: Central Electric Cooperative, Inc.  
Recorded: July 11, 1951  
Book-Page No.: 66-387 (Records of Crook County, Oregon)
10. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to: Telephone Utilities of Eastern Oregon, an Oregon corporation  
Recorded: May 21, 1981  
Microfilm No.: 60213 (Records of Crook County, Oregon)
11. Lease, including the terms and provisions thereof,  
Dated: September 18, 1981  
Recorded: August 16, 1982  
As Microfilm No.: 65879 (Records of Crook County, Oregon)  
Lessor: United States Department of the Interior Bureau of Land Management  
Lessee: Murphy Minerals Corporation: Central Electric Cooperative, Inc.

**Special Exceptions for Tract IV:**

12. Taxes deferred, as disclosed by the tax roll, the premises herein described have been zoned or classified for farm use. At any time that said land is disqualified for such use the property will be subject to additional taxes or penalties and interest.
13. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to: The United States of America  
Recorded: January 20, 1932  
Book-Page No.: 48-85 (Records of Crook County, Oregon)
14. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to: The United States of American  
Recorded: April 28, 1934  
Book-Page No.: 48-414 (Records of Crook County, Oregon)
15. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to: The United States of America  
Recorded: April 28, 1934  
Book-Page No.: 48-415 (Records of Crook County, Oregon)

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16. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to: The United States of America  
Recorded: April 28, 1934  
Book-Page No.: 48-416 (Records of Crook County, Oregon)
17. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to: Central Electric Cooperative, Inc.  
Recorded: July 11, 1951  
Book-Page No.: 66-391 (Records of Crook County, Oregon)
18. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to: Central Electric Cooperative, Inc.  
Recorded: March 4, 1960  
Book-Page No.: 83-142 (Records of Crook County, Oregon)
19. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to: William C. James and wife  
Recorded: June 4, 1951  
Book-Page No.: 66-227 (Records of Crook County, Oregon)
20. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to: William C. James and Noma N. James, husband and wife  
Recorded: July 7, 1951  
Book-Page No.: 66-372 (Records of Crook County, Oregon)
21. Reservation of all oil, gas and other minerals of every kind and character, including the terms and provisions contained therein, in deed from Harry F. Severance and Eva Severance, husband and wife:  
Recorded: November 4, 1954  
As Book-Page No.: 73-12 (Records of Crook County, Oregon)
22. Limited access provisions contained in Deed from Dale T. Crafton and Veta May Crafton, husband and wife, to State of Oregon, by and through its State Highway Commission, which provided that no right or easement of right of access to, from or across the State Highway other than expressly therein provided for shall attach to the abutting property:  
Recorded: May 12, 1960  
As Book-Page No.: 83-387 (Records of Crook County, Oregon)
23. Limited access provisions contained in Deed from L.V. Smart and Irene M. Smart, husband and wife, legal owners; Frank Mayfield and Margaret J. Mayfield, husband and

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wife, F. M. Mayfield, also known as F. Miles Mayfield and Virginia Mayfield, husband and wife, to State of Oregon, by and through its State Highway Commission, which provided that no right or easement of right of access to, from or across the State Highway other than expressly therein provided for shall attach to the abutting property:

Recorded: June 16, 1960

As Book-Page No.: 83-552 (Records of Crook County, Oregon)

24. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:

As granted to: Telephone Utilities of Eastern Oregon, an Oregon corporation

Recorded: May 21, 1981

Microfilm No.: 60213 (Records of Crook County, Oregon)

25. Assignment Affecting Record Title to Oil and Gas Lease, including the terms and provisions thereof, between United States Department of the Interior Bureau of Land Management and Amerada Hess Corporation, recorded June 28, 1982, as Microfilm No. 65158 (Records of Crook County, Oregon).

Assignment Overriding Royalty, including the terms and provisions thereof, between Bluegrass Oil Company and Robert C. Qualls, recorded May 11, 1983, as Microfilm No. 68754 (Records of Crook County, Oregon).

Assignment Overriding Royalty, including the terms and provisions thereof, between PetroPacific Resources, Inc. and Bluegrass Oil Company, recorded May 11, 1983, as Microfilm No. 68772 (Records of Crook County, Oregon).

26. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:

As granted to: The State of Oregon, by and through its Department of Transportation

Recorded: May 13, 2010

Microfilm No.: 2010-240667 (Records of Crook County, Oregon)

**Special Exceptions for Tract V:**

27. Taxes deferred, as disclosed by the tax roll, the premises herein described have been zoned or classified for farm use. At any time that said land is disqualified for such use the property will be subject to additional taxes or penalties and interest.

28. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:

As granted to: E.W. Nelson

Recorded: January 17, 1908

Book-Page No.: 16-394 (Records of Crook County, Oregon)

29. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:

As granted to: The United States of America

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Recorded: October 25, 1933  
Book-Page No.: 48-330 (Records of Crook County, Oregon)

30. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to: Central Electric Cooperative, Inc.  
Recorded: July 11, 1951  
Book-Page No.: 66-392 (Records of Crook County, Oregon)
31. Reservation of an undivided ½ interest in all oil, gas and other minerals, including the terms and provisions contained therein, in deed from Harry F. Severance and Eva J. Severance, husband and wife:  
Recorded: November 4, 1954  
As Book-Page No.: 73-12 (Records of Crook County, Oregon)
32. Reservation of an undivided ½ interest in all oil, gas and other minerals, including the terms and provisions contained therein, in deed from Ned J. Severance and Barbara Severance, his wife:  
Recorded: November 4, 1954  
As Book-Page No.: 73-65 (Records of Crook County, Oregon)
33. Rights of Possession as disclosed in document recorded August 20, 1975, as Microfilm No. 32188 (Records of Crook County, Oregon).
34. Reservations and Conditions as disclosed in document recorded August 20, 1975, as Microfilm No. 32192 (Records of Crook County, Oregon).
35. Sale of Oil and Gas Royalty, including the terms and provisions thereof, between Jack E. Price and Gene Collier Price, husband and wife, and Jack Ewing Price and Thomas Stanley Price, recorded November 3, 1973, as Microfilm No. 33060 (Records of Crook County, Oregon).
36. Reservation of interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from C.E. Brehm, Surviving Trustee of the Trust #3 dated March 4, 1954:  
Recorded: April 10, 1978  
As Microfilm No.: 45478 (Records of Crook County, Oregon)

Reservation of oil, gas and other minerals, including the terms and provisions contained therein, in deed from James R. Hertenstein and David C. Underwood, in their official capacities as Executors of the Estate of Clarence E. Brehm:  
Recorded: May 14, 1985  
As Microfilm No.: 75935 (Records of Crook County, Oregon)

Reservation of coal, oil, gas and other minerals, including the terms and provisions contained therein, in deed from Wilson H. Webb and Don Neal, as Trustees of the Sylvia Brehm Neal Trust created under Article V of the will of Clarence E. Brehm,

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Deceased:  
Recorded: August 15, 1989  
As Microfilm No.: 92335 (Records of Crook County, Oregon)

Reservation of coal, oil, gas and other minerals, including the terms and provisions contained therein, in deed from Karen Brehm Allison, Steve Allison, Wilton H. Webb and Don Neal, Trustees of the Karen Brehm Allison Trust, created under Article V of the will of Clarence E. Brehm, Deceased:  
Recorded: August 15, 1989  
As Microfilm No.: 92336 (Records of Crook County, Oregon)

Assignment, including the terms and provisions thereof, recorded August 15, 1989, as Microfilm No. 92337 (Records of Crook County, Oregon).

Assignment, including the terms and provisions thereof, recorded August 15, 1989, as Microfilm No. 92338 (Records of Crook County, Oregon).

Reservation of 2/3 title and interest in and to the coal, oil gas and other minerals, including the terms and provisions contained therein, in deed from Wilton H. Webb and Don Neal, as Trustees of the Dwight Everett Brehm Trust created under Article V of the will of Clarence E. Brehm, Deceased:  
Recorded: August 15, 1989  
As Microfilm No.: 92339 (Records of Crook County, Oregon)

Declaration, including the terms and provisions thereof, recorded September 20, 1991, as Microfilm No. 101162 (Records of Crook County, Oregon).

Reservation of coal, oil, gas and other minerals, including the terms and provisions contained therein, in deed from Don Neal and Carol B. Brehm, as sole remaining Trustees of the Clarence Tyson Brehm Trust created under Article V of the Will of Clarence E. Brehm, deceased:  
Recorded: September 20, 1991  
As Microfilm No.: 101163 (Records of Crook County, Oregon)

Quitclaim Assignment/Conveyance, including the terms and provisions thereof, recorded August 5, 1999, as Microfilm No. 150298 (Records of Crook County, Oregon).

Quitclaim Mineral Deed and Assignment, including the terms and provisions thereof, recorded May 16, 2011, as Microfilm No. 2011-246734 (Records of Crook County, Oregon).

37. Deed of Trustee in Bankruptcy, including the terms and provisions thereof, recorded May 9, 1978, as Microfilm No. 45960 (Records of Crook County, Oregon).

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38. Affidavit of Claiming Successor Testate Estate, including the terms and provisions thereof, recorded May 11, 1979, as Microfilm No. 50984 (Records of Crook County, Oregon). Affidavit of Claiming Successor Testate Estate, including the terms and provisions thereof, recorded September 28, 1979, as Microfilm No. 52936 (Records of Crook County, Oregon).
39. Reservation of oil, gas and other minerals, including the terms and provisions contained therein, in deed from Walter Duncan, a widower:  
Recorded: November 26, 1979  
As Microfilm No.: 53619 (Records of Crook County, Oregon).

Notice of Claim of Mineral Interest, and the Desire to Preserve a Mineral Interest in Real Estate, in Compliance with Public Act #HB-2578, including the terms and provisions thereof, recorded January 3, 1984, as Microfilm No. 71162 (Records of Crook County, Oregon).

Statement of Claim of Mineral Interest, including the terms and provisions thereof, recorded November 12, 2010, as Microfilm No. 2010-243874 (Records of Crook County, Oregon).

40. Reservation of oil, gas and other minerals, including the terms and provisions contained therein, in deed from Donald M. Phillips:  
Recorded: February 25, 1980  
As Microfilm No.: 54657 (Records of Crook County, Oregon)
41. Reservation of oil, gas and associated hydrocarbons, sulphur, uranium, thorium and other fissionable materials, coal, lignite and any other interest deemed to be a mineral interest, including the terms and provisions contained therein, in deed from Sabine Production Company:  
Recorded: March 18, 1981  
As Microfilm No.: 59329 (Records of Crook County, Oregon)

Statement of Claim Affidavit and Notice of Interest, including the terms and provisions thereof, recorded June 17, 1985, as Microfilm No. 76221 (Records of Crook County, Oregon).

Statement of Claim Affidavit and Notice of Interest, including the terms and provisions thereof, recorded June 17, 1985, as Microfilm No. 76232 (Records of Crook County, Oregon).

Statement of Claim Affidavit and Notice of Interest, including the terms and provisions thereof, recorded June 17, 1985, as Microfilm No. 76233 (Records of Crook County, Oregon).

Statement of Claim Affidavit and Notice of Interest, including the terms and provisions thereof, recorded June 17, 1985, as Microfilm No. 76234 (Records of Crook County, Oregon).

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Statement of Claim Affidavit and Notice of Interest, including the terms and provisions thereof, recorded June 17, 1985, as Microfilm No. 76235 (Records of Crook County, Oregon).

42. Reservation of 1/80th interest in an to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Ross M. Phillips:  
Recorded: April 17, 1981  
As Microfilm No.: 59798 (Records of Crook County, Oregon)
  43. Reservation of 1/80th interest in an to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Ross M. Phillips:  
Recorded: April 17, 1981  
As Microfilm No.: 59799 (Records of Crook County, Oregon)
  44. Reservation of 1/3 of 1/80th interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Juan H. Romero:  
Recorded: June 20, 1983  
As Microfilm No.: 69151 (Records of Crook County, Oregon)
  45. Reservation of 1/3 of 1/80th interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Juan H. Romero:  
Recorded: June 20, 1983  
As Microfilm No.: 69152 (Records of Crook County, Oregon)
  46. Reservation of oil, gas and other minerals, including the terms and provisions contained therein, in deed from Kenneth A. Johnson and Clarice O. Johnson, husband and wife:  
Recorded: October 6, 1983  
As Microfilm No.: 70274 (Records of Crook County, Oregon)
- Affidavit Statement of Claim, including the terms and provisions thereof, recorded September 24, 1999, as Microfilm No. 151266 (Records of Crook County, Oregon).
47. Reservation of 1/2 title and interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Sam K. Viersen, Jr.:  
Recorded: January 23, 1984  
As Microfilm No.: 71324 (Records of Crook County, Oregon)
  48. Reservation of title and interest in and to all minerals and mineral rights, including but not limited to the oil, gas, coal, copper, lead or any type of other minerals, including metallic ores and metallic metals, including the terms and provisions contained therein, in deed from Maralynn Viersen Sant:  
Recorded: February 27, 1984  
As Microfilm No.: 71609 (Records of Crook County, Oregon)

Reservation of title and interest in and to all minerals and mineral rights, including but not limited to the oil, gas, coal, copper, lead or any type of other minerals,

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including metallic ores and metallic metals, including the terms and provisions contained therein, in deed from Sam K. Viersen, Jr.:  
Recorded: February 20, 1987  
As Microfilm No.: 82259 (Records of Crook County, Oregon)

Reservation of title and interest in and to all minerals and mineral rights, including but not limited to the oil, gas, coal, copper, lead or any type of other minerals, including metallic ores and metallic metals, including the terms and provisions contained therein, in deed from Maralynn Viersen Sant:  
Recorded: February 20, 1987  
As Microfilm No.: 82260 (Records of Crook County, Oregon)

Reservation of title and interest in and to all minerals and mineral rights, including but not limited to the oil, gas, coal, copper, lead or any type of other minerals, including metallic ores and metallic metals, including the terms and provisions contained therein, in deed from Viersen and Sant Revocable Trust u/t/d 1-22-87:  
Recorded: June 25, 1998  
As Microfilm No.: 141805 (Records of Crook County, Oregon)

49. Notice of Claim of Mineral Interest, and the Desire to Preserve a Mineral Interest in Real Estate, in Compliance with Public Act HB 2578, including the terms and provisions contained therein:  
Recorded: June 18, 1984  
As Microfilm No.: 72745 (Records of Crook County, Oregon)

The current ownership of said interest and matters affecting said interest are not shown herein. Trustees Deed and Assignment, including the terms and provisions thereof, recorded May 21, 1987, as Microfilm No. 83266 (Records of Crook County, Oregon).

Statement of Claim of Severed Mineral Interest, including the terms and provisions thereof, recorded April 15, 1996, as Microfilm No. 126840 (Records of Crook County, Oregon).

50. Reservation of one-eightieth (1/80th) interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Pierre D. Phillips:  
Recorded: August 13, 1984  
As Microfilm No.: 73313 (Records of Crook County, Oregon)
51. Reservation of one-eightieth (1/80th) interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Pierre D. Phillips:  
Recorded: August 13, 1984  
As Microfilm No.: 73314 (Records of Crook County, Oregon)

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52. Statement of Claim and Notice of Intent to Preserve interest in the oil, gas, coal, clay, gravel, uranium, and all other minerals of every kind and nature, including the terms and provisions contained therein:  
Recorded: May 21, 1985  
As Microfilm No.: 75999 (Records of Crook County, Oregon)
53. Assignment of Mineral Interests, including the terms and provisions thereof, between Ida M. Wothington, deceased, and Wanda Burnett and Willis Sherin, recorded August 9, 1985, as Microfilm No. 76777 (Records of Crook County, Oregon).
- Final Decree, Interpretation of the Will, Determination of Heirs and Ordering Distribution, including the terms and provisions thereof, recorded March 15, 1993, as Microfilm No. 108035 (Records of Crook County, Oregon).
54. Statement of Claim of three/three-hundred twentieths (3/320th) interest in the minerals, including the terms and provisions contained therein:  
Recorded: October 3, 1985  
As Microfilm No.: 77286 (Records of Crook County, Oregon)
55. Reservation of one-eightieth (1/80th) interest in the minerals, including the terms and provisions contained therein:  
Recorded: October 3, 1985  
As Microfilm No.: 77290 (Records of Crook County, Oregon)
56. Reservation of all interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from A.S. Capps and Ruby O. Capps, husband and wife:  
Recorded: July 1, 1986  
As Microfilm No.: 79900 (Records of Crook County, Oregon)
57. Reservation of one-half (1/2) of 20/1034ths interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Wilma M. Phillips, a widow:  
Recorded: October 5, 1987  
As Microfilm No.: 84803 (Records of Crook County, Oregon)
58. Reservation of 73 acres (seventy-three) all interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from James Gragg:  
Recorded: November 9, 1987  
As Microfilm No.: 85154 (Records of Crook County, Oregon)
- Reservation of 50 mineral acres interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Jim Nix:  
Recorded: November 27, 1987  
As Microfilm No.: 85349 (Records of Crook County, Oregon)

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Reservation of 23 (twenty-three) acres interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Jim Nix:  
Recorded: January 19, 1988  
As Microfilm No.: 86276 (Records of Crook County, Oregon)

Reservation of 73 acres (seventy-three) all interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from James Gragg:  
Recorded: March 25, 1991  
As Microfilm No.: 98782 (Records of Crook County, Oregon)

Reservation of 73 acres interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Jim Nix:  
Recorded: February 12, 1993  
As Microfilm No.: 107669 (Records of Crook County, Oregon)

Reservation of an undivided 50 mineral acres interest in and to the minerals and mineral interests, including the terms and provisions contained therein, in deed from Seth E. Freeman and Virginia R. Freeman, husband and wife:  
Recorded: September 12, 1996  
As Microfilm No.: 129714 (Records of Crook County, Oregon)

Reservation of all, right, title and interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Collin Arland Whadford and Gladys Florence Whadford, husband and wife:  
Recorded: March 17, 1997  
As Microfilm No.: 132863 (Records of Crook County, Oregon)

59. Affidavit for Recording, including the terms and provisions thereof, recorded June 7, 1990, as Microfilm No. 95451 (Records of Crook County, Oregon).

Final Decree, Interpretation of the Will, Determination of Heirs and Ordering Distribution, including the terms and provisions thereof, recorded March 15, 1993, as Microfilm No. 108035 (Records of Crook County, Oregon).

60. Reservation of 1/80th interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Paul M. Phillips:  
Recorded: December 3, 1990  
As Microfilm No.: 97613 (Records of Crook County, Oregon)
61. Reservation of 1/80th interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Paul M. Phillips:  
Recorded: December 3, 1990  
As Microfilm No.: 97614 (Records of Crook County, Oregon)

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62. General Conveyance, Assignment and Bill of Sale, including the terms and provisions thereof, recorded November 30, 1992, as Microfilm No. 106705 (Records of Crook County, Oregon).
63. Conveyance and Assignment as disclosed in document recorded September 13, 1993, as Microfilm No. 111126 (Records of Crook County, Oregon).
- Assignment and Conveyance, including the terms and provisions thereof, recorded December 29, 1997, as Microfilm No. 138228 (Records of Crook County, Oregon).
- Assignment and Conveyance, including the terms and provisions thereof, recorded December 29, 1997, as Microfilm No. 138229 (Records of Crook County, Oregon).
64. General Conveyance, including the terms and provisions thereof, recorded May 9, 1994, as Microfilm No. 115050 (Records of Crook County, Oregon).
65. Conveyance, including the terms and provisions thereof, recorded June 28, 1999, as Microfilm No. 149399 (Records of Crook County, Oregon).
66. Reservation of an undivided one-sixth (1/6) interest in and to the oil, gas and other minerals of every kind and character in and under and that may be produced, including the terms and provisions contained therein, in deed from Joe Burnett, Personal Representative of the Estate of Elmer Burnett, Deceased:  
Recorded: November 12, 2004  
As Microfilm No.: 195313 (Records of Crook County, Oregon)
67. Reservation of an undivided 1/2 of 1/80th in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Donald Michael Phillips:  
Recorded: May 25, 2005  
As Microfilm No.: 2005-200162 (Records of Crook County, Oregon)
68. Reservation of an undivided 1/2 of 1/80th in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Donald Michael Phillips:  
Recorded: May 25, 2005  
As Microfilm No.: 2005-200163 (Records of Crook County, Oregon)
69. Reservation of all interest in and to all minerals, including without limitation all substances below the surface with has value when extracted, and all gases, liquids, hydrocarbons, oil, gas and other minerals, including the terms and provisions contained therein, in deed from Sherin Jester, also known as Sherin Ann Meeting Jester, formerly known as Sherin Meeting Taylor:  
Recorded: January 3, 2006  
As Microfilm No.: 2006-207025 (Records of Crook County, Oregon)

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70. Statement of Claim, Affidavit, and Notice of Interest, including the terms and provisions contained therein:  
Recorded: May 1, 2006  
As Microfilm No.: 2006-210534 (Records of Crook County, Oregon)
71. Reservation of right, title and interest in the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Lindberg Shanbour and Kamal Shanbour, Successor Co-Trustees of the Excelsior Trust:  
Recorded: June 6, 2008  
As Microfilm No.: 2008-228934 (Records of Crook County, Oregon)
72. Reservation of all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Gail B. Phillips, Diane Woodward-Frost, and Lynne P. Goble (aka Lynne W. Phillips):  
Recorded: March 30, 2009  
As Microfilm No.: 2009-233742 (Records of Crook County, Oregon)
73. Statement of Claim of Mineral Interest, including the terms and provisions thereof, recorded August 31, 2012, as Microfilm No. 2012-254047 (Records of Crook County, Oregon).

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I, Deanna Berman, County Clerk for Crook County, Oregon, certify that the instrument identified herein was recorded in the Clerk records.

*Deanna Berman*



After recording, return to:  
Les Schwab Tire Centers  
PO Box 5350  
Bend, OR 97708  
Attn: David Gibson

Until a change is requested, all tax statements shall be sent to:  
No change.

**STATUTORY SPECIAL WARRANTY DEED**

Les Schwab Tire Centers of Oregon, Inc., an Oregon corporation, as Grantor, conveys and specially warrants to Waibel Properties LLC, an Oregon limited liability company, as Grantee, the real property legally described on the attached Exhibit A, free of encumbrances created or suffered by Grantor, except for: (a) all matters set forth on the attached Exhibit B; (b) real estate taxes that are a lien, but not yet due and payable; and (c) the rights of parties in possession.

This deed is given pursuant to the terms of an Exchange Agreement between Grantor and Grantee dated Sept. 9, 2013, pursuant to which Grantee is prohibited from transferring all or any portion of Grantee's interest in the real property conveyed herein for a period of two (2) years from the date of this deed, except with Grantor's prior written consent, which consent may be granted or withheld in Grantor's sole discretion.

BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON TRANSFERRING FEE TITLE SHOULD INQUIRE ABOUT THE PERSON'S RIGHTS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010. THIS INSTRUMENT DOES NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY THAT THE UNIT OF LAND BEING TRANSFERRED IS A LAWFULLY ESTABLISHED LOT OR PARCEL, AS DEFINED IN ORS 92.010 OR 215.010, TO VERIFY THE APPROVED USES OF THE LOT OR PARCEL, TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES, AS DEFINED IN ORS 30.930, AND TO INQUIRE ABOUT THE RIGHTS OF NEIGHBORING PROPERTY OWNERS, IF ANY, UNDER ORS 195.300, 195.301 AND 195.305 TO 195.336 AND SECTIONS 5 TO 11, CHAPTER 424, OREGON LAWS 2007, SECTIONS 2 TO 9 AND 17, CHAPTER 855, OREGON LAWS 2009, AND SECTIONS 2 TO 7, CHAPTER 8, OREGON LAWS 2010.

The actual consideration consists of or includes other property or other value given or promised, which was either part or the whole consideration.

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AMERTITLE  
CRT-B

Recorded by AmeriTitle as an accommodation only. No liability is accepted for the condition of title or for the validity, sufficiency, or effect of this document.

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IN WITNESS WHEREOF, this Statutory Special Warranty Deed was executed as of October 1, 2013.

GRANTOR:

LES SCHWAB TIRE CENTERS OF OREGON, INC., an Oregon corporation

By: *Corey J. Parks*  
Corey J. Parks, Secretary

STATE OF OR )  
County of Deschutes ) ss.

The foregoing instrument was acknowledged before me on September 9, 2013, by Corey J. Parks, as Secretary of Les Schwab Tire Centers of Oregon, Inc., an Oregon corporation, on behalf of the corporation.

*Mary Jo Grimes*  
Notary Public for OR  
My Commission Expires: 1-24-15



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**EXHIBIT A**

Legal Description

The following real property located in Crook County, Oregon:

TRACT I

IN TOWNSHIP 16 SOUTH, RANGE 20 EAST OF THE WILLAMETTE MERIDIAN,  
SECTION 24: THE E $\frac{1}{2}$  OF THE E $\frac{1}{2}$  AND THE EAST 50 RODS OF THE SOUTH 60 RODS  
OF THE S $\frac{1}{2}$ SW $\frac{1}{4}$ .

TRACT II

IN TOWNSHIP 16 SOUTH, RANGE 20 EAST OF THE WILLAMETTE MERIDIAN:  
SECTION 24: W $\frac{1}{2}$ E $\frac{1}{2}$ , NW $\frac{1}{4}$ , N $\frac{1}{2}$ SW $\frac{1}{4}$ , AND THE NORTH 20 RODS OF THE S $\frac{1}{2}$ SW $\frac{1}{4}$   
EXCEPTING THE WEST 110 RODS OF THE NW $\frac{1}{4}$ , THE WEST 110 RODS OF THE  
N $\frac{1}{2}$ SW $\frac{1}{4}$ , AND THE WEST 110 RODS OF THE NORTH 20 RODS OF THE S $\frac{1}{2}$ SW $\frac{1}{4}$ .  
SECTION 25: ALL.

IN TOWNSHIP 16 SOUTH, RANGE 21 EAST OF THE WILLAMETTE MERIDIAN:  
SECTION 8: SE $\frac{1}{4}$ SE $\frac{1}{4}$ .  
SECTION 16: SW $\frac{1}{4}$ NW $\frac{1}{4}$ , NW $\frac{1}{4}$ SW $\frac{1}{4}$ , SW $\frac{1}{4}$ SE $\frac{1}{4}$ .  
SECTION 17: ALL.  
SECTION 18: ALL.  
SECTION 19: ALL.  
SECTION 20: ALL.  
SECTION 21: ALL.  
SECTION 22: S $\frac{1}{2}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ NW $\frac{1}{4}$ , S $\frac{1}{2}$ NW $\frac{1}{4}$ , SW $\frac{1}{4}$ .  
SECTION 28: ALL.  
SECTION 29: ALL.  
SECTION 30: LOTS 1 AND 2, AND THE E $\frac{1}{2}$ NW $\frac{1}{4}$ .  
SECTION 31: ALL

TRACT IV

PARCEL 1:  
IN TOWNSHIP 16 SOUTH OF RANGE 21 EAST OF THE WILLAMETTE MERIDIAN:  
SECTION 33: ALL, EXCEPTING THE W $\frac{1}{2}$ SW $\frac{1}{4}$ .

IN TOWNSHIP 17 SOUTH OF RANGE 20 EAST OF THE WILLAMETTE MERIDIAN:  
SECTION 13: ALL.

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IN TOWNSHIP 17 SOUTH OF RANGE 21 EAST OF THE WILLAMETTE MERIDIAN:  
SECTION 4: THE SOUTH HALF OF THE SOUTH HALF.  
SECTION 5: ALL.  
SECTION 7: ALL.  
SECTION 8: THE NORTH HALF OF THE NORTH HALF.  
SECTION 17: ALL.  
SECTION 18: ALL.  
SECTION 19: ALL.  
SECTION 20: ALL.  
SECTION 9: THAT PORTION OF SECTION 9 LYING NORTH OF THE STATE  
HIGHWAY, AS IT IS NOW LOCATED AND CONSTRUCTED, AND THAT PORTION OF  
THE WEST HALF OF THE WEST HALF OF SECTION 9 LYING SOUTH OF THE STATE  
HIGHWAY, AS IT IS NOW LOCATED AND CONSTRUCTED.

PARCEL 2:  
IN TOWNSHIP 17 SOUTH OF RANGE 21 EAST OF THE WILLAMETTE MERIDIAN:  
SECTION 9: ALL THAT PORTION LYING SOUTH OF THE STATE HIGHWAY, AS  
LOCATED AND CONSTRUCTED EXCEPTING THAT COMPRISED IN THE WEST HALF  
OF THE WEST HALF.  
SECTION 10: THE NORTH HALF, THE EAST HALF OF THE SOUTHEAST QUARTER,  
THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER, THE WEST HALF OF  
THE SOUTHWEST QUARTER, AND THE NORTHEAST QUARTER OF THE  
SOUTHWEST QUARTER.  
SECTION 11: THE SOUTHEAST QUARTER, THE SOUTH HALF OF THE NORTHEAST  
QUARTER, THE SOUTHWEST QUARTER, AND THE SOUTH HALF OF THE  
NORTHWEST EXCEPTING A TRACT OF LAND DEEDED TO MAURY CEMETARY  
ASSOCIATION BY DEED RECORDED IN BOOK 49 OF DEEDS AT PAGE 225, RECORDS  
OF CROOK COUNTY, OREGON.  
SECTION 12: THE SOUTHWEST QUARTER, AND SOUTH HALF OF THE NORTHWEST  
QUARTER, EXCEPTING A TRACT OF LAND DEEDED TO H.H. HAWLEY BY DEED  
RECORDED IN BOOK 46 OF DEEDS AT PAGE 629, RECORDS OF CROOK COUNTY,  
OREGON.  
SECTION 15: ALL.  
SECTION 16: ALL.  
SECTION 21: ALL.  
SECTION 22: ALL.  
SECTION 23: ALL.

EXCEPTING FROM THE ABOVE DESCRIBED LANDS THOSE PORTIONS DEEDED TO  
THE STATE OF OREGON, BY AND THROUGH ITS STATE HIGHWAY COMMISSION,  
AS RECORDED IN BOOK 52 OF DEEDS AT PAGE 295, BOOK 83 OF DEEDS AT PAGE  
387, AND IN BOOK 83 OF DEEDS AT PAGE 552, RECORDS OF CROOK COUNTY,  
OREGON.

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TRACT V

PARCEL 1:

IN TOWNSHIP 17 SOUTH, RANGE 21 EAST OF THE WILLAMETTE MERIDIAN:

SECTION 13: ALL.

SECTION 24: ALL.

SECTION 25: SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER.

SECTION 26: SOUTH HALF OF THE SOUTHEAST QUARTER.

SECTION 35: SOUTHEAST QUARTER, NORTH HALF OF THE NORTHEAST QUARTER,

SOUTHEAST QUARTER OF THE NORTHEAST QUARTER.

SECTION 36: WEST HALF OF THE NORTHWEST QUARTER.

IN TOWNSHIP 17 SOUTH, RANGE 22 EAST OF THE WILLAMETTE MERIDIAN:

SECTION 19: ALL.

PARCEL 2:

IN TOWNSHIP 17 SOUTH, RANGE 21 EAST OF THE WILLAMETTE MERIDIAN:

SECTION 30: SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER.

PARCEL 3:

IN TOWNSHIP 17 SOUTH, RANGE 22 EAST OF THE WILLAMETTE MERIDIAN:

SECTION 18: LOT 2, THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER,

THE EAST HALF OF THE SOUTHWEST QUARTER, AND THE SOUTHWEST QUARTER

OF THE SOUTHEAST QUARTER.

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**EXHIBIT B**

Permitted Exceptions

(Main Ranch, LS to WP)

**Special Exceptions for Tract I:**

1. Taxes deferred, as disclosed by the tax roll, the premises herein described have been zoned or classified for farm use. At any time that said land is disqualified for such use the property will be subject to additional taxes or penalties and interest.
2. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to: State of Oregon  
Recorded: May 24, 1960  
Book-Page No.: 83-431 (Records of Crook County, Oregon)
3. Reservations as disclosed in document recorded February 7, 1992, as Microfilm No. 102621 (Records of Crook County, Oregon).

**Special Exceptions for Tract II:**

4. Taxes deferred, as disclosed by the tax roll, the premises herein described have been zoned or classified for farm use. At any time that said land is disqualified for such use the property will be subject to additional taxes or penalties and interest.
5. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to: The United States of America  
Recorded: September 17, 1931  
Book-Page No.: 48-16 (Records of Crook County, Oregon)
6. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to: The United States of America  
Recorded: August 31, 1964  
Book-Page No.: 91-212 (Records of Crook County, Oregon)
7. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to: The United States of America  
Recorded: June 10, 1965  
Book-Page No.: 92-458 (Records of Crook County, Oregon)

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8. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to Recorded: July 11, 1951  
Book-Page No.: 66-385 (Records of Crook County, Oregon)
9. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to: Central Electric Cooperative, Inc.  
Recorded: July 11, 1951  
Book-Page No.: 66-387 (Records of Crook County, Oregon)
10. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to: Telephone Utilities of Eastern Oregon, an Oregon corporation  
Recorded: May 21, 1981  
Microfilm No.: 60213 (Records of Crook County, Oregon)
11. Lease, including the terms and provisions thereof,  
Dated: September 18, 1981  
Recorded: August 16, 1982  
As Microfilm No.: 65879 (Records of Crook County, Oregon)  
Lessor: United States Department of the Interior Bureau of Land Management  
Lessee: Murphy Minerals Corporation: Central Electric Cooperative, Inc.

**Special Exceptions for Tract IV:**

12. Taxes deferred, as disclosed by the tax roll, the premises herein described have been zoned or classified for farm use. At any time that said land is disqualified for such use the property will be subject to additional taxes or penalties and interest.
13. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to: The United States of America  
Recorded: January 20, 1932  
Book-Page No.: 48-85 (Records of Crook County, Oregon)
14. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to: The United States of American  
Recorded: April 28, 1934  
Book-Page No.: 48-414 (Records of Crook County, Oregon)
15. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to: The United States of America  
Recorded: April 28, 1934  
Book-Page No.: 48-415 (Records of Crook County, Oregon)

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16. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to: The United States of America  
Recorded: April 28, 1934  
Book-Page No.: 48-416 (Records of Crook County, Oregon)
17. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to: Central Electric Cooperative, Inc.  
Recorded: July 11, 1951  
Book-Page No.: 66-391 (Records of Crook County, Oregon)
18. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to: Central Electric Cooperative, Inc.  
Recorded: March 4, 1960  
Book-Page No.: 83-142 (Records of Crook County, Oregon)
19. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to: William C. James and wife  
Recorded: June 4, 1951  
Book-Page No.: 66-227 (Records of Crook County, Oregon)
20. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to: William C. James and Noma N. James, husband and wife  
Recorded: July 7, 1951  
Book-Page No.: 66-372 (Records of Crook County, Oregon)
21. Reservation of all oil, gas and other minerals of every kind and character, including the terms and provisions contained therein, in deed from Harry F. Severance and Eva Severance, husband and wife:  
Recorded: November 4, 1954  
As Book-Page No.: 73-12 (Records of Crook County, Oregon)
22. Limited access provisions contained in Deed from Dale T. Crafton and Veta May Crafton, husband and wife, to State of Oregon, by and through its State Highway Commission, which provided that no right or easement of right of access to, from or across the State Highway other than expressly therein provided for shall attach to the abutting property:  
Recorded: May 12, 1960  
As Book-Page No.: 83-387 (Records of Crook County, Oregon)
23. Limited access provisions contained in Deed from L.V. Smart and Irene M. Smart, husband and wife, legal owners; Frank Mayfield and Margaret J. Mayfield, husband and

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wife, F. M. Mayfield, also known as F. Miles Mayfield and Virginia Mayfield, husband and wife, to State of Oregon, by and through its State Highway Commission, which provided that no right or easement of right of access to, from or across the State Highway other than expressly therein provided for shall attach to the abutting property:

Recorded: June 16, 1960

As Book-Page No.: 83-552 (Records of Crook County, Oregon)

24. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:

As granted to: Telephone Utilities of Eastern Oregon, an Oregon corporation

Recorded: May 21, 1981

Microfilm No.: 60213 (Records of Crook County, Oregon)

25. Assignment Affecting Record Title to Oil and Gas Lease, including the terms and provisions thereof, between United States Department of the Interior Bureau of Land Management and Amerada Hess Corporation, recorded June 28, 1982, as Microfilm No. 65158 (Records of Crook County, Oregon).

Assignment Overriding Royalty, including the terms and provisions thereof, between Bluegrass Oil Company and Robert C. Qualls, recorded May 11, 1983; as Microfilm No. 68754 (Records of Crook County, Oregon).

Assignment Overriding Royalty, including the terms and provisions thereof, between PetroPacific Resources, Inc. and Bluegrass Oil Company, recorded May 11, 1983, as Microfilm No. 68772 (Records of Crook County, Oregon).

26. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:

As granted to: The State of Oregon, by and through its Department of Transportation

Recorded: May 13, 2010

Microfilm No.: 2010-240667 (Records of Crook County, Oregon)

**Special Exceptions for Tract V:**

27. Taxes deferred, as disclosed by the tax roll, the premises herein described have been zoned or classified for farm use. At any time that said land is disqualified for such use the property will be subject to additional taxes or penalties and interest.

28. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:

As granted to: E.W. Nelson

Recorded: January 17, 1908

Book-Page No.: 16-394 (Records of Crook County, Oregon)

29. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:

As granted to: The United States of America

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Recorded: October 25, 1933  
Book-Page No.: 48-330 (Records of Crook County, Oregon)

30. Easement, including the terms and provisions thereof, affecting the portion of said premises and for the purposes stated therein:  
As granted to: Central Electric Cooperative, Inc.  
Recorded: July 11, 1951  
Book-Page No.: 66-392 (Records of Crook County, Oregon)
31. Reservation of an undivided ½ interest in all oil, gas and other minerals, including the terms and provisions contained therein, in deed from Harry F. Severance and Eva J. Severance, husband and wife:  
Recorded: November 4, 1954  
As Book-Page No.: 73-12 (Records of Crook County, Oregon)
32. Reservation of an undivided ½ interest in all oil, gas and other minerals, including the terms and provisions contained therein, in deed from Ned J. Severance and Barbara Severance, his wife:  
Recorded: November 4, 1954  
As Book-Page No.: 73-65 (Records of Crook County, Oregon)
33. Rights of Possession as disclosed in document recorded August 20, 1975, as Microfilm No. 32188 (Records of Crook County, Oregon).
34. Reservations and Conditions as disclosed in document recorded August 20, 1975, as Microfilm No. 32192 (Records of Crook County, Oregon).
35. Sale of Oil and Gas Royalty, including the terms and provisions thereof, between Jack E. Price and Gene Collier Price, husband and wife, and Jack Ewing Price and Thomas Stanley Price, recorded November 3, 1973, as Microfilm No. 33060 (Records of Crook County, Oregon).
36. Reservation of interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from C.E. Brehm, Surviving Trustee of the Trust #3 dated March 4, 1954:  
Recorded: April 10, 1978  
As Microfilm No.: 45478 (Records of Crook County, Oregon)

Reservation of oil, gas and other minerals, including the terms and provisions contained therein, in deed from James R. Hertenstein and David C. Underwood, in their official capacities as Executors of the Estate of Clarence E. Brehm:  
Recorded: May 14, 1985  
As Microfilm No.: 75935 (Records of Crook County, Oregon)

Reservation of coal, oil, gas and other minerals, including the terms and provisions contained therein, in deed from Wilson H. Webb and Don Neal, as Trustees of the Sylvia Brehm Neal Trust created under Article V of the will of Clarence E. Brehm,

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Deceased:  
Recorded: August 15, 1989  
As Microfilm No.: 92335 (Records of Crook County, Oregon)

Reservation of coal, oil, gas and other minerals, including the terms and provisions contained therein, in deed from Karen Brehm Allison, Steve Allison, Wilton H. Webb and Don Neal, Trustees of the Karen Brehm Allison Trust, created under Article V of the will of Clarence E. Brehm, Deceased:  
Recorded: August 15, 1989  
As Microfilm No.: 92336 (Records of Crook County, Oregon)

Assignment, including the terms and provisions thereof, recorded August 15, 1989, as Microfilm No. 92337 (Records of Crook County, Oregon).

Assignment, including the terms and provisions thereof, recorded August 15, 1989, as Microfilm No. 92338 (Records of Crook County, Oregon).

Reservation of 2/3 title and interest in and to the coal, oil gas and other minerals, including the terms and provisions contained therein, in deed from Wilton H. Webb and Don Neal, as Trustees of the Dwight Everett Brehm Trust created under Article V of the will of Clarence E. Brehm, Deceased:  
Recorded: August 15, 1989  
As Microfilm No.: 92339 (Records of Crook County, Oregon)

Declaration, including the terms and provisions thereof, recorded September 20, 1991, as Microfilm No. 101162 (Records of Crook County, Oregon).

Reservation of coal, oil, gas and other minerals, including the terms and provisions contained therein, in deed from Don Neal and Carol B. Brehm, as sole remaining Trustees of the Clarence Tyson Brehm Trust created under Article V of the Will of Clarence E. Brehm, deceased:  
Recorded: September 20, 1991  
As Microfilm No.: 101163 (Records of Crook County, Oregon)

Quitclaim Assignment/Conveyance, including the terms and provisions thereof, recorded August 5, 1999, as Microfilm No. 150298 (Records of Crook County, Oregon).

Quitclaim Mineral Deed and Assignment, including the terms and provisions thereof, recorded May 16, 2011, as Microfilm No. 2011-246734 (Records of Crook County, Oregon).

37. Deed of Trustee in Bankruptcy, including the terms and provisions thereof, recorded May 9, 1978, as Microfilm No. 45960 (Records of Crook County, Oregon).

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38. Affidavit of Claiming Successor Testate Estate, including the terms and provisions thereof, recorded May 11, 1979, as Microfilm No. 50984 (Records of Crook County, Oregon). Affidavit of Claiming Successor Testate Estate, including the terms and provisions thereof, recorded September 28, 1979, as Microfilm No. 52936 (Records of Crook County, Oregon).
39. Reservation of oil, gas and other minerals, including the terms and provisions contained therein, in deed from Walter Duncan, a widower:  
Recorded: November 26, 1979  
As Microfilm No.: 53619 (Records of Crook County, Oregon)

Notice of Claim of Mineral Interest, and the Desire to Preserve a Mineral Interest in Real Estate, in Compliance with Public Act #HB-2578, including the terms and provisions thereof, recorded January 3, 1984, as Microfilm No. 71162 (Records of Crook County, Oregon).

Statement of Claim of Mineral Interest, including the terms and provisions thereof, recorded November 12, 2010, as Microfilm No. 2010-243874 (Records of Crook County, Oregon).

40. Reservation of oil, gas and other minerals, including the terms and provisions contained therein, in deed from Donald M. Phillips:  
Recorded: February 25, 1980  
As Microfilm No.: 54657 (Records of Crook County, Oregon)
41. Reservation of oil, gas and associated hydrocarbons, sulphur, uranium, thorium and other fissionable materials, coal, lignite and any other interest deemed to be a mineral interest, including the terms and provisions contained therein, in deed from Sabine Production Company:  
Recorded: March 18, 1981  
As Microfilm No.: 59329 (Records of Crook County, Oregon)

Statement of Claim Affidavit and Notice of Interest, including the terms and provisions thereof, recorded June 17, 1985, as Microfilm No. 76221 (Records of Crook County, Oregon).

Statement of Claim Affidavit and Notice of Interest, including the terms and provisions thereof, recorded June 17, 1985, as Microfilm No. 76232 (Records of Crook County, Oregon).

Statement of Claim Affidavit and Notice of Interest, including the terms and provisions thereof, recorded June 17, 1985, as Microfilm No. 76233 (Records of Crook County, Oregon).

Statement of Claim Affidavit and Notice of Interest, including the terms and provisions thereof, recorded June 17, 1985, as Microfilm No. 76234 (Records of Crook County, Oregon).

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Crook County, Oregon).

Statement of Claim Affidavit and Notice of Interest, including the terms and provisions thereof, recorded June 17, 1985, as Microfilm No. 76235 (Records of Crook County, Oregon).

42. Reservation of 1/80th interest in an to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Ross M. Phillips:  
Recorded: April 17, 1981  
As Microfilm No.: 59798 (Records of Crook County, Oregon)
  43. Reservation of 1/80th interest in an to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Ross M. Phillips:  
Recorded: April 17, 1981  
As Microfilm No.: 59799 (Records of Crook County, Oregon)
  44. Reservation of 1/3 of 1/80th interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Juan H. Romero:  
Recorded: June 20, 1983  
As Microfilm No.: 69151 (Records of Crook County, Oregon)
  45. Reservation of 1/3 of 1/80th interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Juan H. Romero:  
Recorded: June 20, 1983  
As Microfilm No.: 69152 (Records of Crook County, Oregon)
  46. Reservation of oil, gas and other minerals, including the terms and provisions contained therein, in deed from Kenneth A. Johnson and Clarice O. Johnson, husband and wife:  
Recorded: October 6, 1983  
As Microfilm No.: 70274 (Records of Crook County, Oregon).
- Affidavit Statement of Claim, including the terms and provisions thereof, recorded September 24, 1999, as Microfilm No. 151266 (Records of Crook County, Oregon).
47. Reservation of 1/2 title and interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Sam K. Viersen, Jr.:  
Recorded: January 23, 1984  
As Microfilm No.: 71324 (Records of Crook County, Oregon)
  48. Reservation of title and interest in and to all minerals and mineral rights, including but not limited to the oil, gas, coal, copper, lead or any type of other minerals, including metallic ores and metallic metals, including the terms and provisions contained therein, in deed from Maralynn Viersen Sant:  
Recorded: February 27, 1984  
As Microfilm No.: 71609 (Records of Crook County, Oregon)

Reservation of title and interest in and to all minerals and mineral rights, including but not limited to the oil, gas, coal, copper, lead or any type of other minerals,

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including metallic ores and metallic metals, including the terms and provisions contained therein, in deed from Sam K. Viersen, Jr.:  
Recorded: February 20, 1987  
As Microfilm No.: 82259 (Records of Crook County, Oregon)

Reservation of title and interest in and to all minerals and mineral rights, including but not limited to the oil, gas, coal, copper, lead or any type of other minerals, including metallic ores and metallic metals, including the terms and provisions contained therein, in deed from Maralynn Viersen Sant:  
Recorded: February 20, 1987  
As Microfilm No.: 82260 (Records of Crook County, Oregon)

Reservation of title and interest in and to all minerals and mineral rights, including but not limited to the oil, gas, coal, copper, lead or any type of other minerals, including metallic ores and metallic metals, including the terms and provisions contained therein, in deed from Viersen and Sant Revocable Trust u/t/d 1-22-87:  
Recorded: June 25, 1998  
As Microfilm No.: 141805 (Records of Crook County, Oregon)

49. Notice of Claim of Mineral Interest, and the Desire to Preserve a Mineral Interest in Real Estate, in Compliance with Public Act HB 2578, including the terms and provisions contained therein:  
Recorded: June 18, 1984  
As Microfilm No.: 72745 (Records of Crook County, Oregon)

The current ownership of said interest and matters affecting said interest are not shown herein. Trustees Deed and Assignment, including the terms and provisions thereof, recorded May 21, 1987, as Microfilm No. 83266 (Records of Crook County, Oregon).

Statement of Claim of Severed Mineral Interest, including the terms and provisions thereof, recorded April 15, 1996, as Microfilm No. 126840 (Records of Crook County, Oregon).

50. Reservation of one-eightieth (1/80th) interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Pierre D. Phillips:  
Recorded: August 13, 1984  
As Microfilm No.: 73313 (Records of Crook County, Oregon)
51. Reservation of one-eightieth (1/80th) interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Pierre D. Phillips:  
Recorded: August 13, 1984  
As Microfilm No.: 73314 (Records of Crook County, Oregon)

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52. Statement of Claim and Notice of Intent to Preserve interest in the oil, gas, coal, clay, gravel, uranium, and all other minerals of every kind and nature, including the terms and provisions contained therein:  
Recorded: May 21, 1985  
As Microfilm No.: 75999 (Records of Crook County, Oregon)
53. Assignment of Mineral Interests, including the terms and provisions thereof, between Ida M. Wothington, deceased, and Wanda Burnett and Willis Sherin, recorded August 9, 1985, as Microfilm No. 76777 (Records of Crook County, Oregon).  
  
Final Decree, Interpretation of the Will, Determination of Heirs and Ordering Distribution, including the terms and provisions thereof, recorded March 15, 1993, as Microfilm No. 108035 (Records of Crook County, Oregon).
54. Statement of Claim of three/three-hundred twentieths (3/320th) interest in the minerals, including the terms and provisions contained therein:  
Recorded: October 3, 1985  
As Microfilm No.: 77286 (Records of Crook County, Oregon)
55. Reservation of one-eightieth (1/80th) interest in the minerals, including the terms and provisions contained therein:  
Recorded: October 3, 1985  
As Microfilm No.: 77290 (Records of Crook County, Oregon)
56. Reservation of all interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from A.S. Capps and Ruby O. Capps, husband and wife:  
Recorded: July 1, 1986  
As Microfilm No.: 79900 (Records of Crook County, Oregon)
57. Reservation of one-half (1/2) of 20/1034ths interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Wilma M. Phillips, a widow:  
Recorded: October 5, 1987  
As Microfilm No.: 84803 (Records of Crook County, Oregon)
58. Reservation of 73 acres (seventy-three) all interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from James Gragg:  
Recorded: November 9, 1987  
As Microfilm No.: 85154 (Records of Crook County, Oregon)  
  
Reservation of 50 mineral acres interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Jim Nix:  
Recorded: November 27, 1987  
As Microfilm No.: 85349 (Records of Crook County, Oregon)

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Reservation of 23 (twenty-three) acres interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Jim Nix:  
Recorded: January 19, 1988  
As Microfilm No.: 86276 (Records of Crook County, Oregon)

Reservation of 73 acres (seventy-three) all interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from James Gragg:  
Recorded: March 25, 1991  
As Microfilm No.: 98782 (Records of Crook County, Oregon)

Reservation of 73 acres interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Jim Nix:  
Recorded: February 12, 1993  
As Microfilm No.: 107669 (Records of Crook County, Oregon)

Reservation of an undivided 50 mineral acres interest in and to the minerals and mineral interests, including the terms and provisions contained therein, in deed from Seth E. Freeman and Virginia R. Freeman, husband and wife:  
Recorded: September 12, 1996  
As Microfilm No.: 129714 (Records of Crook County, Oregon)

Reservation of all, right, title and interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Collin Arland Whadford and Gladys Florence Whadford, husband and wife:  
Recorded: March 17, 1997  
As Microfilm No.: 132863 (Records of Crook County, Oregon)

59. Affidavit for Recording, including the terms and provisions thereof, recorded June 7, 1990, as Microfilm No. 95451 (Records of Crook County, Oregon).

Final Decree, Interpretation of the Will, Determination of Heirs and Ordering Distribution, including the terms and provisions thereof, recorded March 15, 1993, as Microfilm No. 108035 (Records of Crook County, Oregon).

60. Reservation of 1/80th interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Paul M. Phillips:  
Recorded: December 3, 1990  
As Microfilm No.: 97613 (Records of Crook County, Oregon)
61. Reservation of 1/80th interest in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Paul M. Phillips:  
Recorded: December 3, 1990  
As Microfilm No.: 97614 (Records of Crook County, Oregon)

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62. General Conveyance, Assignment and Bill of Sale, including the terms and provisions thereof, recorded November 30, 1992, as Microfilm No. 106705 (Records of Crook County, Oregon).
63. Conveyance and Assignment as disclosed in document recorded September 13, 1993, as Microfilm No. 111126 (Records of Crook County, Oregon).
- Assignment and Conveyance, including the terms and provisions thereof, recorded December 29, 1997, as Microfilm No. 138228 (Records of Crook County, Oregon).
- Assignment and Conveyance, including the terms and provisions thereof, recorded December 29, 1997, as Microfilm No. 138229 (Records of Crook County, Oregon).
64. General Conveyance, including the terms and provisions thereof, recorded May 9, 1994, as Microfilm No. 115050 (Records of Crook County, Oregon).
65. Conveyance, including the terms and provisions thereof, recorded June 28, 1999, as Microfilm No. 149399 (Records of Crook County, Oregon).
66. Reservation of an undivided one-sixth (1/6) interest in and to the oil, gas and other minerals of every kind and character in and under and that may be produced, including the terms and provisions contained therein, in deed from Joe Burnett, Personal Representative of the Estate of Elmer Burnett, Deceased:  
Recorded: November 12, 2004  
As Microfilm No.: 195313 (Records of Crook County, Oregon)
67. Reservation of an undivided 1/2 of 1/80th in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Donald Michael Phillips:  
Recorded: May 25, 2005  
As Microfilm No.: 2005-200162 (Records of Crook County, Oregon)
68. Reservation of an undivided 1/2 of 1/80th in and to all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Donald Michael Phillips:  
Recorded: May 25, 2005  
As Microfilm No.: 2005-200163 (Records of Crook County, Oregon)
69. Reservation of all interest in and to all minerals, including without limitation all substances below the surface with has value when extracted, and all gases, liquids, hydrocarbons, oil, gas and other minerals, including the terms and provisions contained therein, in deed from Sherin Jester, also known as Sherin Ann Meeting Jester, formerly known as Sherin Meeting Taylor:  
Recorded: January 3, 2006  
As Microfilm No.: 2006-207025 (Records of Crook County, Oregon)

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70. Statement of Claim, Affidavit, and Notice of Interest, including the terms and provisions contained therein:  
Recorded: May 1, 2006  
As Microfilm No.: 2006-210534 (Records of Crook County, Oregon)
71. Reservation of right, title and interest in the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Lindberg Shanbour and Kamal Shanbour, Successor Co-Trustees of the Excelsior Trust:  
Recorded: June 6, 2008  
As Microfilm No.: 2008-228934 (Records of Crook County, Oregon)
72. Reservation of all of the oil, gas and other minerals, including the terms and provisions contained therein, in deed from Gail B. Phillips, Diane Woodward-Frost, and Lynne P. Goble (aka Lynne W. Phillips):  
Recorded: March 30, 2009  
As Microfilm No.: 2009-233742 (Records of Crook County, Oregon)
73. Statement of Claim of Mineral Interest, including the terms and provisions thereof, recorded August 31, 2012, as Microfilm No. 2012-254047 (Records of Crook County, Oregon).

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STATE OF OREGON  
**WATER WELL REPORT**  
 (as required by ORS 537.765)

**CROOK**  
**2834**

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JUN 19 1984

175/21E-12ba

WATER RESOURCES DEPT  
 SALEM, OREGON

(for official use only)

**(1) OWNER:**

Name L.S. RANCHES  
 Address MAIN RANCH  
 City PAULINA State ORE.

**(2) TYPE OF WORK (check):**

New Well  Deepening  Reconditioning  Abandon

If abandonment, describe material and procedure in Item 12.

**(3) TYPE OF WELL:**

Rotary Air  Driven  Domestic  Industrial  Municipal   
 Rotary Mud  Dug  Irrigation  Thermal  Withdrawal  Reinflection   
 Bored  Piezometric  Grounding  Test

**(4) PROPOSED USE (check):**

**(5) CASING INSTALLED:** Steel  Plastic   
 Threaded  Welded   
 8" Diam. from 11 ft. to 34 ft. Gauge 250

**LINER INSTALLED:** Steel  Plastic   
 Threaded  Welded   
 " Diam. from " ft. to " ft. Gauge

**(6) PERFORATIONS:** Perforated?  Yes  No  
 Size of perforations in. by in.

perforations from " ft. to " ft.  
 perforations from " ft. to " ft.  
 perforations from " ft. to " ft.

**(7) SCREENS:** Well screen installed?  Yes  No  
 Manufacturer's Name

Type Model No.  
 Diam. Slot Size Set from " ft. to " ft.  
 Diam. Slot Size Set from " ft. to " ft.

**(8) WELL TESTS:** Drawdown is amount water level is lowered below static level

Was a pump test made?  Yes  No If yes, by whom?  
 i: 225 gal./min. with 250 ft. drawdown after 2 hrs.

Air test gal./min. with drill stem at " ft. hrs.

Bailer test gal./min. with " ft. drawdown after hrs.

Artesian flow g.p.m.

Temperature of water 65 Depth artesian flow encountered " ft.

**(9) CONSTRUCTION:** Special standards: Yes  No

Well seal—Material used Cement Grout

Well sealed from land surface to 34 ft.

Diameter of well bore to bottom of seal 12 in.

Diameter of well bore below seal 12 in.

Amount of sealing material 10 sacks  pounds

How was cement grout placed? pumped

Was pump installed? NO Type HP Depth ft.

Was a drive shoe used?  Yes  No Plugs Size: location ft.

Did any strata contain unusable water?  Yes  No

Type of Water? depth of strata

Method of sealing strata off

Was well gravel packed?  Yes  No Size of gravel:

Gravel placed from " ft. to " ft.

**(10) LOCATION OF WELL by legal description:**

County CROOK MEAD of Section 12 of  
 Township 175 Range 21E WM.  
 (Township is North or South) (Range is East or West)

Tax Lot Lot Block Subdivision

MAILING ADDRESS OF WELL (or nearest address)

**(11) WATER LEVEL of COMPLETED WELL:**

Depth at which water was first found 35 ft.

Static level 20 ft. below land surface. Date 6-12-84

Artesian pressure None lbs. per square inch. Date

**(12) WELL LOG:** Diameter of well below casing 10  
 Depth drilled 605 ft. Depth of completed well 605 ft.

Formation: Describe color, texture, grain size and structure of materials; and show thickness and nature of each stratum and aquifer penetrated, with at least one entry for each change of formation. Report each change in position of Static Water Level and indicate principal water-bearing strata.

MATERIAL	From	To	BWL
TOP SOIL	0	3	
GRAVEL	3	10	
YELLOW CLAYSTONE	10	35	20
BLUE CLAYSTONE	35	312	"
GREEN "	312	445	"
BLUE "	445	605	"

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Date work started 5-15-84 /completed 6-12-84

Date well drilling machine moved off of well 6-12 1984

**(unbonded) Water Well Constructor Certification (if applicable):**

This well was constructed under my direct supervision. Materials used and information reported above are true to my best knowledge and belief.

[Signed] Curt Clauson Date 6-12, 1984

**(bonded) Water Well Constructor Certification:**

Bond Issued by: (number) (Surety Company Name)

On behalf of CURT CLAUSON  
 (type or print name of Water Well Constructor)

This well was drilled under my jurisdiction and this report is true to the best of my knowledge and belief.

(Signed) Curt Clauson  
 (Water Well Constructor)

(Dated) 6-12-84

NOTICE TO WATER WELL CONSTRUCTOR  
 The original and first copy of this report are to be filed with the

WATER RESOURCES DEPARTMENT,  
 SALEM, OREGON 97310  
 within 30 days from the date of well completion.

BP\*46868-690

G-18615

STATE OF OREGON  
WATER SUPPLY WELL REPORT  
(as required by ORS 537.765 & OAR 690-205-0210)

CROO 54130  
4/17/2014

WELL I.D. LABEL# 111980  
START CARD # 1022206  
ORIGINAL LOG #

(1) LAND OWNER  
Owner Well I.D. \_\_\_\_\_  
First Name \_\_\_\_\_ Last Name \_\_\_\_\_  
Company WAIBEL PROPERTIES, LLC  
Address 8055 SW POWELL BUTTE HWY  
City POWELL BUTTE State OR Zip 97753

(2) TYPE OF WORK  New Well  Deepening  Conversion  
 Alteration (complete 2a & 10)  Abandonment (complete 5a)

(2a) PRE-ALTERATION  
Dia + From To Gauge Stl Plstc Wld Thrd  
Casing:          
Material From To Amt sacks/lbs  
Seal: \_\_\_\_\_

(3) DRILL METHOD  
 Rotary Air  Rotary Mud  Cable  Auger  Cable Mud  
 Reverse Rotary  Other \_\_\_\_\_

(4) PROPOSED USE  Domestic  Irrigation  Community  
 Industrial/ Commercial  Livestock  Dewatering  
 Thermal  Injection  Other \_\_\_\_\_

(5) BORE HOLE CONSTRUCTION Special Standard  (Attach copy)  
Depth of Completed Well 510.00 ft.  
BORE HOLE SEAL sacks/lbs  
Dia From To Material From To Amt lbs  
18 0 33 Granular Bentonite 0 33 35 S  
14 33 310  
8 310 510

How was seal placed: Method  A  B  C  D  E  
 Other POURED IN DRY  
Backfill placed from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_  
Filter pack from \_\_\_\_\_ ft. to \_\_\_\_\_ ft. Material \_\_\_\_\_ Size \_\_\_\_\_  
Explosives used:  Yes Type \_\_\_\_\_ Amount \_\_\_\_\_

(5a) ABANDONMENT USING UNHYDRATED BENTONITE  
Proposed Amount \_\_\_\_\_ Actual Amount \_\_\_\_\_

(6) CASING/LINER  
Casing Liner Dia + From To Gauge Stl Plstc Wld Thrd  
  14  3 33 250      
  12  10 310 250      
Shoe  Inside  Outside  Other Location of shoe(s) \_\_\_\_\_  
Temp casing  Yes Dia \_\_\_\_\_ From \_\_\_\_\_ To \_\_\_\_\_

(7) PERFORATIONS/SCREENS  
Perforations Method Factory \_\_\_\_\_  
Screens Type \_\_\_\_\_ Material \_\_\_\_\_  
Perf/ Casing/ Screen Dia From To Scrn/slot Slot # of Tele/  
Screen Liner Dia From To width length slots pipe size  
Perf Liner 12 140 180 .13 3 912  
Perf Liner 12 270 310 .13 3 912

(8) WELL TESTS: Minimum testing time is 1 hour  
 Pump  Bailer  Air  Flowing Artesian  
Yield gal/min Drawdown Drill stem/Pump depth Duration (hr)  
300 \_\_\_\_\_ 300 3  
Temperature 54 °F Lab analysis  Yes By \_\_\_\_\_  
Water quality concerns?  Yes (describe below) TDS amount  
From To Description Amount Units

(9) LOCATION OF WELL (legal description)  
County CROOK Twp 17.00 S N/S Range 21.00 E E/W WM  
Sec 12 NW 1/4 of the NW 1/4 Tax Lot 700  
Tax Map Number \_\_\_\_\_ Lot \_\_\_\_\_  
Lat \_\_\_\_\_ " or \_\_\_\_\_ DMS or DD  
Long \_\_\_\_\_ " or \_\_\_\_\_ DMS or DD  
 Street address of well  Nearest address  
CORNER OF PAULINA HWY BEFORE CAMP CREEK RD

(10) STATIC WATER LEVEL  
Date SWL(psi) + SWL(ft)  
Existing Well / Pre-Alteration \_\_\_\_\_  
Completed Well 3/21/2014 \_\_\_\_\_ 31  
Flowing Artesian?  Dry Hole?

WATER BEARING ZONES Depth water was first found 146.00

SWL Date	From	To	Est Flow	SWL(psi)	+ SWL(ft)
2/12/2014	146	192	125		31
2/13/2014	290	317	175		31

(11) WELL LOG Ground Elevation \_\_\_\_\_

Material	From	To
Top Soil	0	5
Brown Sand & Gravel	5	18
Hard Green Clay Stone	18	146
Hard Gery Clay Stone	146	192
Hard Green Clay Stone	192	251
Hard Grey & Green Clay Stone	251	290
Hard Grey Clay Stone	290	310
Hard Green Clay Stone	310	510

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Date Started 2/12/2014 Complete 3/21/2014

(unbonded) Water Well Constructor Certification  
I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.  
License Number \_\_\_\_\_ Date \_\_\_\_\_  
Signed \_\_\_\_\_

(bonded) Water Well Constructor Certification  
I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.  
License Number 1583 Date 4/17/2014  
Signed DAVID A SCHLICHTING (E-filed)  
Contact Info (optional) \_\_\_\_\_

2-10615



STATE OF OREGON
WATER SUPPLY WELL REPORT
(as required by ORS 537.765 & OAR 690-205-0210)

CROO 54129
4/17/2014

WELL I.D. LABEL# I 111979
START CARD # 1022226
ORIGINAL LOG #

(1) LAND OWNER
Owner Well I.D.
First Name Last Name
Company WAIBEL PROPERTIES, LLC
Address 8055 SW POWELL BUTTE HWY
City POWELL BUTTE State OR Zip 97753

(2) TYPE OF WORK
[X] New Well [ ] Deepening [ ] Conversion
[ ] Alteration (complete 2a & 10) [ ] Abandonment (complete 5a)

(2a) PRE-ALTERATION
Dia + From To Gauge Stl Plstc Wld Thrd
Casing:
Material From To Amt sacks/lbs
Seal:

(3) DRILL METHOD
[X] Rotary Air [ ] Rotary Mud [ ] Cable [ ] Auger [ ] Cable Mud
[ ] Reverse Rotary [ ] Other

(4) PROPOSED USE
[ ] Domestic [X] Irrigation [ ] Community
[ ] Industrial/ Commercial [ ] Livestock [ ] Dewatering
[ ] Thermal [ ] Injection [ ] Other

(5) BORE HOLE CONSTRUCTION
Depth of Completed Well 740.00 ft.
Special Standard (Attach copy)
BORE HOLE SEAL sacks/lbs
Dia From To Material From To Amt lbs

How was seal placed: Method [ ] A [ ] B [ ] C [ ] D [ ] E
[X] Other POURED IN DRY
Backfill placed from ft. to ft. Material
Filter pack from ft. to ft. Material Size
Explosives used: [ ] Yes Type Amount

(5a) ABANDONMENT USING UNHYDRATED BENTONITE
Proposed Amount Actual Amount

(6) CASING/LINER
Casing Liner Dia + From To Gauge Stl Plstc Wld Thrd
Shoe [ ] Inside [ ] Outside [ ] Other Location of shoe(s)
Temp casing [ ] Yes Dia From To

(7) PERFORATIONS/SCREENS
Perforations Method Factory
Screens Type Material
Perf/ Casing/ Screen Scm/slot Slot # of Tele/
Screen Liner Dia From To width length slots pipe size

(8) WELL TESTS: Minimum testing time is 1 hour
[ ] Pump [ ] Bailer [X] Air [ ] Flowing Artesian
Yield gal/min Drawdown Drill stem/Pump depth Duration (hr)
Temperature 53 °F Lab analysis [ ] Yes By
Water quality concerns? [ ] Yes (describe below) TDS amount
From To Description Amount Units

(9) LOCATION OF WELL (legal description)
County CROOK Twp 17.00 S N/S Range 21.00 E E/W WM
Sec 12 NE 1/4 of the NW 1/4 Tax Lot 700
Tax Map Number Lot
Lat " or DMS or DD
Long " or DMS or DD
[ ] Street address of well [X] Nearest address
OFF CAMP CREEK RD BY PAULINA HWY

(10) STATIC WATER LEVEL
Date SWL(psi) + SWL(ft)
Existing Well / Pre-Alteration
Completed Well 3/19/2014 31
Flowing Artesian? [ ] Dry Hole? [ ]

WATER BEARING ZONES
Depth water was first found 150.00
SWL Date From To Est Flow SWL(psi) + SWL(ft)
3/14/2014 150 180 150 31
3/17/2014 370 410 200 31

(11) WELL LOG
Ground Elevation
Material From To
Top Soil 0 3
Yellow Clay Stone 3 10
Brown Sand & Gravel 10 25
Hard Green Clay Stone 25 110
Hard Green & Grey Clay Stone 110 150
Soft Grey Basalt 150 170
Hard Green Clay Stone 170 370
Hard Grey Clay Stone 370 410
Soft Green Clay Stone 410 621
Soft Green & Grey Clay Stone 621 740

Date Started 2/17/2014 Complete 3/19/2014

(unbonded) Water Well Constructor Certification
I certify that the work I performed on the construction, deepening, alteration, or abandonment of this well is in compliance with Oregon water supply well construction standards. Materials used and information reported above are true to the best of my knowledge and belief.
License Number Date
Signed

(bonded) Water Well Constructor Certification
I accept responsibility for the construction, deepening, alteration, or abandonment work performed on this well during the construction dates reported above. All work performed during this time is in compliance with Oregon water supply well construction standards. This report is true to the best of my knowledge and belief.
License Number 1583 Date 4/17/2014
Signed DAVID A SCHLICHTING (E-filed)
Contact Info (optional)

G-18615



**Oregon Water Resources Department**  
**Apply for a Permit to Appropriate Ground Water and/or Store Ground Water**

- [Main](#)
- [Help](#)
- [Return](#)
- [Contact Us](#)

Today's Date: Thursday, March 1, 2018

Base Application Fee for use of Ground, Surface and optionally Stored Water.		\$1,340.00
Number of proposed cubic feet per second (cfs) to be appropriated. (1 cfs = 448.83 gallons per minute)	1	\$350.00
Number of proposed Use's for the appropriated water. (i.e. Irrigation, Supplemental Irrigation, Pond Maintenance, Industrial, Commercial, etc) *	1	
Number of proposed Ground Water points of appropriation. (i.e. number of wells) (include all injection wells, if applicable) **	2	\$350.00
Number of Acre Feet to be stored in a reservoir/pond from Ground Water.	0	
Number of Acre Feet to be appropriated from reservoir/pond (Only Applies to reservoir/pond constructed under Ground Water Application)	0	
Number of reservoirs.	0	
Permit Recording Fee. ***		\$520.00
* the 1st Water Use is included in the base cost. ** the 1st Ground Water point of appropriation is included in the base cost. *** the Permit Recording Fee is not required when the application is submitted but, must be paid before a permit will be issued. It is fully refundable if a permit is not issued. If the recording fee is not paid prior to issuance of the Final Order, permit issuance will be delayed.	<b>Recalculate</b>	
Estimated cost of Permit Application		\$2,560.00

OWRD Fee Schedule

Fee Calculator Version B20170117